

conversion shall be conducted in accordance with this subchapter.

(Pub. L. 102-567, title VI, §610, Oct. 29, 1992, 106 Stat. 4303.)

#### SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 891b of this title.

### CHAPTER 18—LONGSHORE AND HARBOR WORKERS' COMPENSATION

Sec.		Sec.	
901.	Short title.		(b) Form and content.
902.	Definitions.		(c) Delivery requirements.
903.	Coverage.	913.	(d) Failure to give notice.
	(a) Disability or death; injuries occurring upon navigable waters of United States.		Filing of claims.
	(b) Government officers and employees.		(a) Time to file.
	(c) Intoxication; willful intention to kill.		(b) Failure to file.
	(d) Small vessels.		(c) Effect on incompetents and minors.
	(e) Credit for benefits paid under other laws.		(d) Tolling provision.
904.	Liability for compensation.	914.	Payment of compensation.
905.	Exclusiveness of liability.		(a) Manner of payment.
	(a) Employer liability; failure of employer to secure payment of compensation.		(b) Period of installment payments.
	(b) Negligence of vessel.		(c) Notification of commencement or suspension of payment.
	(c) Outer Continental Shelf.		(d) Right to compensation controverted.
906.	Compensation.		(e) Additional compensation for overdue installment payments payable without award.
	(a) Time for commencement.		(f) Additional compensation for overdue installment payments payable under terms of award.
	(b) Maximum rate of compensation.		(g) Notice of payment; penalty.
	(c) Applicability of determinations.		(h) Investigations, examinations, and hearings for controverted, stopped, or suspended payments.
907.	Medical services and supplies.		(i) Deposit by employer.
	(a) General requirement.		(j) Reimbursement for advance payments.
	(b) Physician selection; administrative supervision; change of physicians and hospitals.	915.	(k) Receipt for payment.
	(c) Physicians and health care providers not authorized to render medical care or provide medical services.		Invalid agreements.
	(d) Request of treatment or services prerequisite to recovery of expenses; formal report of injury and treatment; suspension of compensation for refusal of treatment or examination; justification.	916.	Assignment and exemption from claims of creditors.
	(e) Physical examination; medical questions; report of physical impairment; review or reexamination; costs.	917.	Lien against compensation.
	(f) Place of examination; exclusion of physicians other than examining physician of Secretary; good cause for conclusions of other physicians respecting impairment; examination by employer's physician; suspension of proceedings and compensation for refusal of examination.	918.	Collection of defaulted payments; special fund.
	(g) Fees and charges for examinations, treatment, or service; limitation; regulations.	919.	Procedure in respect of claims.
	(h) Third party liability.		(a) Filing of claim.
	(i) Physicians' ineligibility for subsection (e) physical examinations and reviews because of workmen's compensation claim employment or fee acceptance or participation.		(b) Notice of claim.
	(j) Procedure; judicial review.		(c) Investigations; order for hearing; notice; rejection or award.
	(k) Refusal of treatment on religious grounds.		(d) Provisions governing conduct of hearing; administrative law judges.
908.	Compensation for disability.		(e) Filing and mailing of order rejecting claim or making award.
909.	Compensation for death.		(f) Awards after death of employee.
910.	Determination of pay.		(g) Transfer of case.
911.	Guardian for minor or incompetent.		(h) Physical examination of injured employee.
912.	Notice of injury or death.	920.	Presumptions.
	(a) Time limitation.	921.	Review of compensation orders.
			(a) Effectiveness and finality of orders.
			(b) Benefits Review Board; establishment; members; chairman; quorum; voting; questions reviewable; record; conclusiveness of findings; stay of payments; remand.
			(c) Court of appeals; jurisdiction; persons entitled to review; petition; record; determination and enforcement; service of process; stay of payments.
			(d) District court; jurisdiction; enforcement of orders; application of beneficiaries of awards or deputy commissioner; process for compliance with orders.
			(e) Institution of proceedings for suspension, setting aside, or enforcement of compensation orders.
		921a.	Appearance of attorneys for Secretary, deputy commissioner, or Board.
		922.	Modification of awards.
		923.	Procedure before deputy commissioner or Board.
		924.	Witnesses.
		925.	Witness fees.
		926.	Costs in proceedings brought without reasonable grounds.
		927.	Powers of deputy commissioners or Board.
		928.	Fees for services.

Sec.		Sec.	
	(a) Attorney's fee; successful prosecution of claim.		(b) Studies and investigations by Secretary.
	(b) Attorney's fee; successful prosecution for additional compensation; independent medical evaluation of disability controversy; restriction of other assessments.		(c) Inspection of places and practices of employment.
	(c) Approval; payment; lien.		(d) Requests for advice; variations from safety rules and regulations.
	(d) Costs; witnesses' fees and mileage; prohibition against diminution of compensation to claimant.		(e) Jurisdiction to restrain violations.
	(e) Unapproved fees; solicitation; penalty.		(f) Violations and penalties.
			(g) Inapplicability to certain employments.
929.	Record of injury or death.	942.	Annual report.
930.	Reports to Secretary.	943.	Repealed.
	(a) Time for sending; contents; copy to deputy commissioner.	944.	Special fund.
	(b) Additional reports.		(a) Establishment; administration; custody, trust.
	(c) Use as evidence.		(b) Disbursements; bond of custodian.
	(d) Compliance by mailing.		(c) Payments into fund.
	(e) Penalty for failure or refusal to send report.		(d) Investigations; records, availability; recordkeeping; provisions of sections 49 and 50 of title 15 applicable to Secretary.
	(f) Tolling provision.		(e) Depositories; investments.
931.	Penalty for misrepresentation.		(f) Limitation of liability.
	(a) Felony; fine; imprisonment.		(g) Audit by Comptroller General; finality of payment determinations; credits of disbursing officers.
	(b) List of persons disqualified from representing claimants.		(h) Civil actions for civil penalties and unpaid assessments.
	(c) False statements or representation to reduce, deny, or terminate benefits.		(i) Proceeds available for certain payments.
932.	Security for compensation.		(j) Audit to Congress.
933.	Compensation for injuries where third persons are liable.	945 to 947.	Repealed.
	(a) Election of remedies.	948.	Laws inapplicable.
	(b) Acceptance of compensation operating as assignment.	948a.	Discrimination against employees who bring proceedings; penalties; deposit of payments in special fund; civil actions; entitlement to restoration of employment and compensation, qualifications requirement; liability of employer for penalties and payments; insurance policy exemption from liability.
	(c) Payment into section 944 fund operating as assignment.	949.	Effect of unconstitutionality.
	(d) Institution of proceedings or compromise by assignee.	950.	Separability.
	(e) Recoveries by assignee.		
	(f) Institution of proceedings by person entitled to compensation.		
	(g) Compromise obtained by person entitled to compensation.		
	(h) Subrogation.		
	(i) Right to compensation as exclusive remedy.		
934.	Compensation notice.		
935.	Substitution of carrier for employer.		
936.	Insurance policies.		
937.	Certificate of compliance with chapter.		
938.	Penalties.		
	(a) Failure to secure payment of compensation.		
	(b) Avoiding payment of compensation.		
	(c) Effect on other liability of employer.		
939.	Administration by Secretary.		
	(a) Prescribing rules and regulations; appointing and fixing compensation of employees; making expenditures.		
	(b) Establishing compensation districts.		
	(c) Furnishing information and assistance; directing vocational rehabilitation.		
940.	Deputy commissioners.		
	(a) Appointment; use of personnel and facilities of boards, commissions, or other agencies; expenses and salaries.		
	(b) Appointment in Territories and District of Columbia; compensation.		
	(c) Transfers to other districts; temporary details.		
	(d) Maintaining offices.		
	(e) Records and papers.		
	(f) Conflict of interest.		
941.	Safety rules and regulations.		
	(a) Safe place of employment; installation of safety devices and safeguards.		

## CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in title 5 section 8171; title 30 sections 931, 932; title 42 sections 251, 405, 1651, 1653, 1702; title 43 section 1333.

## § 901. Short title

This chapter may be cited as "Longshore and Harbor Workers' Compensation Act."

(Mar. 4, 1927, ch. 509, §1, 44 Stat. 1424; Pub. L. 98-426, §27(d)(1), Sept. 28, 1984, 98 Stat. 1654.)

## AMENDMENTS

1984—Pub. L. 98-426 substituted "Longshore" for "Longshoremen's".

## EFFECTIVE DATE OF 1984 AMENDMENT

Section 28(a)-(g) of Pub. L. 98-426 provided that:

"(a) Except as otherwise provided in this section, the amendments made by this Act [enacting section 942 of this title, amending this section, sections 902 to 910, 912 to 914, 917 to 919, 921 to 923, 928 to 935, 938 to 940, 944, and 948a of this title, and section 932 of Title 30, Mineral Lands and Mining, repealing sections 945 to 947 of this title, and enacting provisions set out as notes under this section and section 907 of this title] shall be effective on the date of enactment of this Act [Sept. 28, 1984] and shall apply both with respect to claims filed after such date and to claims pending on such date.

"(b) The amendments made by sections 7(a), 7(e), 8(f), 11(b), 11(c), and 13 [amending sections 907, 908, 912, and 914 of this title] shall be effective 90 days after the date of enactment of this Act [Sept. 28, 1984] and shall apply both with respect to claims filed after such 90th day and to claims pending on such 90th day.